

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

WILSON EARL LOVE.,

Plaintiff,

Case No. 2:21-cv-01217-RFB-EJY

V.

## THE LAS VEGAS METROPOLITAN POLICE DEPARTMENT

Defendant.

## ORDER

Before the Court for consideration is the Report and Recommendation [ECF No. 5] of the Honorable Elayna J. Youshah, United States Magistrate Judge, entered July 30, 2021.

A district court “may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate.” 28 U.S.C. § 636(b)(1). A party may file specific written objections to the findings and recommendations of a magistrate judge. 28 U.S.C. § 636(b)(1); Local Rule IB 3-2(a). When written objections have been filed, the district court is required to “make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.” 28 U.S.C. § 636(b)(1); see also Local Rule IB 3-2(b). Where a party fails to object, however, a district court is not required to conduct “any review,” de novo or otherwise, of the report and recommendations of a magistrate judge. Thomas v. Arn, 474 U.S. 140, 149 (1985). Pursuant to Local Rule IB 3-2(a), objections were due by January 25, 2017. No objections have been filed. The Court has reviewed the record in this case and concurs with the Magistrate Judge’s recommendations.

1           **IT IS THEREFORE ORDERED** that the Report and Recommendation [ECF No. 5] is  
2 ACCEPTED and ADOPTED in part.

3           **IT IS FURTHER ORDERED** that this case is **DISMISSED** without prejudice. The Clerk  
4 of the Court is instructed to close this case.

5           **IT IS FURTHER ORDERED** that the Plaintiff may move to reopen this case and vacate  
6 the judgment by filing a motion for reconsideration of this order. In this motion, the Plaintiff is  
7 required to explain what circumstances delayed his objection to the magistrate judge's report and  
8 recommendation. If the Court finds there to be good cause or a reasonable explanation therein, the  
9 Court will reopen the case and vacate the judgment.

10

11           The Clerk of Court is directed to serve a copy of this Order upon Plaintiff.

12

13           DATED: August 18, 2021.

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28



---

RICHARD F. BOULWARE, II  
United States District Judge